

2004 FEB -6 PM 2:15

BellSouth Telecommunications, Inc
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February 6, 2004
T.R.A. DOCKET ROOM

Guy M. Hicks
General Counsel
615 214 6301
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VIA HAND DELIVERY

Mr. Joe Werner
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, TN 37238

Re: *Petition for Arbitration of XO Tennessee, Inc. with BellSouth Telecommunications, Inc Pursuant to the Telecommunications Act of 1996*
Docket No 03-00630

Dear Mr. Werner

This will confirm BellSouth's request to reschedule the Pre-Hearing Conference currently scheduled for February 12, 2004. As discussed, XO has no objection to this request, and the parties will work together to propose a new date for your consideration.

This will also confirm that the parties request that, instead of a Pre-Hearing Conference, a mediation be held to address the threshold issue as to the contract document to be used as a starting point for negotiation of specific issues.

Thank you for your consideration. A copy of this letter has been provided to counsel for XO.

Very truly yours,



Guy M. Hicks

GMH ch

CERTIFICATE OF SERVICE

I hereby certify that on February 6, 2004, a copy of the foregoing document was served on the following, via the method indicated

- ☐ Hand
- ☐ Mail
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- ☐ Overnight
- ☒ Electronic

Henry Walker, Esquire
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- ☐ Hand
- ☐ Mail
- ☐ Facsimile
- ☐ Overnight
- ☒ Electronic

Dana Shaffer, Esquire
XO Communications, Inc
105 Malloy Street, #100
Nashville, TN 37201
dshaffer@xo.com

A handwritten signature in black ink, appearing to read 'Dana Shaffer', is written over a horizontal line.